

ORDINANCE NO.: A08-8

AN ORDINANCE TO AMEND
CHAPTER 205 OF THE CODE OF THE TOWN OF BRIDGEVILLE
AS IT RELATES TO SWIMMING POOLS

THE COMMISSIONERS OF BRIDGEVILLE HEREBY ORDAIN:

Section 1. Amend Chapter 205 "SWIMMING POOLS", Section 205-2 "Definitions", of the Code of the Town of Bridgeville, by deleting the **[bracketed text]** and adding the underlined text and as follows:

SWIMMING POOL — **[Any outdoor structure set into the ground or set above the ground, whether of solid construction or with inflatable sides, designed to hold water at a depth greater than two feet and intended for recreational use or viewing.]** A water-filled enclosure, permanently constructed or portable, having a depth of more than eighteen (18) inches below the level of the surrounding land, or an above-surface enclosure, having a depth of more than thirty (30) inches that is designed, used, and maintained for swimming and bathing.

Section 2. Amend Chapter 205 "SWIMMING POOLS", Section 205-3 "Private swimming pools", of the Code of the Town of Bridgeville, by deleting the **[bracketed text]** and adding the underlined text as follows:

- B. Be located so that the distance from the water's edge to the **[side and rear lot line is not less than the building setback line as required in Chapter 234]** rear lot line is 25 feet and so that the distance from the water's edge to the side lot line is 10 feet.

Section 3. Amend Chapter 205 "SWIMMING POOLS", by creating Section 205-7 "Pool Meters", of the Code of the Town of Bridgeville, by adding the underlined text as follows:

§205-7. Pool Meters.

- A. Pool meters are available at the Town Office for Town residents to use when filling a swimming pool. Residents who use the pool meter will benefit from not having to pay sewer fees on the amount of water that flows through the pool meter.
- B. Pool meters may be used once a year for a period of one week. Each pool meter user shall sign a user agreement prior to the Town's issuance of pool meter. There is no rental charge to use the meter.

Section 4. Amend Chapter 205 "SWIMMING POOLS", by creating Section 205-8 "Permit Required", of the Code of the Town of Bridgeville, by adding the underlined text as follows:

§205-8. Permit required.

- A. The owner of such land where a swimming pool will be used and maintained shall apply for and have approved a building permit from the Building Official of the Town of Bridgeville, prior to commencement of construction. Approval of such permit does not imply any liability on the part of the Town of Bridgeville, in the case of any future liability, criminal, or any other form of legal dispute that may arise.
- B. Inflatable pools do not require a building permit but must meet all requirements set forth in this Chapter.


Section 5. Amend Chapter 205 "SWIMMING POOLS", by creating Section 205-9 "Violations and Penalties", of the Code of the Town of Bridgeville, by adding the underlined text as follows:

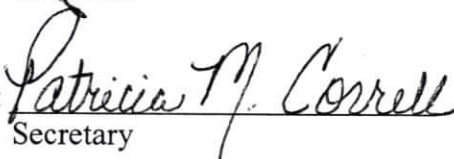
§ 205-9. Violations and penalties.

Upon failure of the property owner to comply with § 205-1 through and including § 205-8 of this Chapter, the Town shall issue written notice to said property owner ordering compliance. If said property owner is unable to remedy this violation within ten (10) days of receipt of said notice, he or she shall be found in violation of this chapter and shall be fined not less than twenty-five dollars (\$25.) nor more than one hundred dollars (\$100.) for each day said violation shall exist or continue.

Section 6. This Ordinance shall become effective upon its adoption by a majority of all Commissioners.

COMMISSIONERS OF BRIDGEVILLE

By: 
President

Attest: 
Secretary

Date of First Reading: June 9, 2008

Date of Second Reading: July 14, 2008

Adopted: July 14, 2008